



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do NOT use for expedited rule making

Agency: Department of Social and Health Services, Economic Services Administration

Subject of possible rule making:

The department is amending WAC 388-418-0011, What is a mid-certification review, and do I have to complete one in order to keep receiving benefits? The department may amend related rules as necessary to meet federal requirements to verify a person's hours of WorkFirst participation under chapter 388-310 WAC.

Statutes authorizing the agency to adopt rules on this subject:

RCW 74.04.050; 74.04.055; 74.04.057; 74.04.510; 74.08.090; 74.08.260; 74.08A.903; and Public Law 109-171.

Reasons why rules on this subject may be needed and what they might accomplish:

Changes proposed to this rule will be to modify the verification requirements for mid-certification reviews households must complete in order to continue receiving cash, food, and medical benefits from the department. Continued on Attachment A.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

The U.S. Congress re-authorized the Temporary Assistance for Needy Families (TANF) program under the Deficit Reduction act of 2005, now known as Public Law 109-171. This law authorized the U.S. Department of Health and Human Services (HHS) to adopt regulations regarding the administration of the TANF program. The Administration for Children and Families within HHS adopts rules regarding the administration of the TANF program

The United States Department of Agriculture, Food and Nutrition Service (FNS) publishes federal regulations for the food stamp program in the Federal Register. Rules published in the federal register are incorporated into the U.S. Code of Federal Regulations. FNS also issues administrative notices to inform states of new program requirements that are not yet in the U.S. Code of Federal Regulations.

DSHS incorporates regulations from federal agencies and exercises state options by adopting administrative rules for cash and food assistance benefits in Washington State.

Process for developing new rule (check all that apply):

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe)

DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

Contact: John Camp, Policy Analyst
Division of Employment and Assistance Programs
PO Box 45470
Olympia, WA 98504-5470

Phone: (360) 725-4616 **Fax:** (360) 493-3493 **TTY:**

E-mail: campjx@dshs.wa.gov

DATE
August 21, 2006

NAME (TYPE OR PRINT)
Andy Fernando

SIGNATURE

TITLE
Manager, Rules and Policies Assistance Unit

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

**DATE: August 21, 2006
TIME: 4:40 PM**

WSR 06-17-130

Attachment A
To CR-101
WAC 388-418-0011

Continuation of “Subject of possible rule making:”

The department must modify verification requirements for persons who are employed or self employed and receive Temporary Assistance for Needy Families (TANF) benefits or State Family Assistance (SFA). Newly published interim rules for TANF require the department to verify actual hours worked at least every six months. The department will revise rules to require verification of income and hours worked as a component of completing the mid-certification review for households receiving TANF or SFA benefits. The department may choose to align verification requirements at mid-certification review for other programs administered by the department.

Changes proposed to this rule will be consistent with of the Deficit Reduction Act of 2005 and the TANF Interim Final Rules published by the Department of Health of Human Services, Administration for Children and Families.